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Amendment No. 4 to SB2014

Person
Signature of Sponsor

AMEND Senate Bill No. 2014***House Bill No. 2106**

by deleting all of the language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 49-6-2107, is amended by adding the following new subsection:

(e)
(1) Notwithstanding any other provision of law or rules and regulations adopted pursuant to subsection (b) to the contrary, no person shall be issued a certificate to drive a school bus in this state who, within five (5) years of such person's request for such a certificate, has been convicted in this state, or in any other jurisdiction pursuant to a law prohibiting the same conduct, of a violation of any of the following:

(A) Driving under the influence of an intoxicant as prohibited by § 55-10-401;

(B) Vehicular assault as prohibited by § 39-13-106;

(C) Vehicular homicide as prohibited by § 39-13-213(a)(2);

(D) Aggravated vehicular homicide as prohibited by § 39-13-218; or

(E) Manufacture, delivery, sale or possession of a controlled substance as prohibited by § 39-17-417.

(2) If the request for a certificate to drive a school bus in this state occurs five (5) years or more after the date of any such conviction, the board of education, in its discretion, may issue the person such a certificate.

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SECTION 2. Tennessee Code Annotated, Title 49, Chapter 6, Part 21, is amended by adding the following new section 49-6-2117:

Section 49-6-2217

(a) (1) Notwithstanding any other provision of law to the contrary, no private school as defined in § 49-6-3001(c)(3) or church related school as defined in § 49-50-801(a) shall employ or permit a person to drive a school bus in this state who, within five (5) years of such person's application to be employed or serve as a school bus driver, has been convicted in this state, or in any other jurisdiction pursuant to a law prohibiting the same conduct, of a violation of any of the following:

(A) Driving under the influence of an intoxicant as prohibited by § 55-10-401;

(B) Vehicular assault as prohibited by § 39-13-106;

(C) Vehicular homicide as prohibited by § 39-13-213(a)(2);

(D) Aggravated vehicular homicide as prohibited by § 39-13-218; or

(E) Manufacture, delivery, sale or possession of a controlled substance as prohibited by § 39-17-417.

(2) It shall be the responsibility of the private school or church related school to determine whether any person employed by such school to drive a school bus is in compliance with the provisions of this section.

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SECTION 3. This act shall take effect July 1, 2002, the public welfare requiring it and shall apply to any public school, private school or church related school issuing a certificate to drive a school bus or employing or permitting a person to drive a school bus on or after such date.